



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Shai N. Gozani et al.
Serial No.: 10/075,217
Filing Date: 02/14/2002
Title: APPARATUS AND METHOD FOR PERFORMING
NERVE CONDUCTION STUDIES WITH
LOCALIZATION OF EVOKED RESPONSES
Group Art Unit: 3736
Examiner: Jeffrey Gerben Hoekstra
Attorney's Docket No.: NEURO-NRO-008

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED
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August 5, 2009

(DATE OF DEPOSIT)

Margaret M. Carley

Margaret M. Carley
(NAME OF ATTORNEY)
(SIGNATURE)

August 5, 2009

(DATE OF SIGNATURE)

RESPONSE

This is in response to the Official Action currently
outstanding with respect to the above-identified patent
application.

Claims 24-29, 31, 32, 35, 36, 48-50, 54, 63, 64, 66, 69-
71, 76-85 and 87-90 stand subject to a restriction requirement
under 35 USC 121. More particularly, the Examiner indicated
that restriction to one of the following inventions is required
under 35 USC 121:

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I. Claims 24-29, 31, 32, 35, 36, 48-50, 54, 76, 79-85 and 87-90, drawn to a process of assessing physiological function in an individual by in part performing nerve conduction studies, classified in class 600, subclass 547; and

II. Claims 63, 64, 66, 69-71, 77 and 78, drawn to an apparatus for assessing physiological function in an individual, classified in class 600, subclass 554.

In response, Applicants hereby elect, without prejudice, to prosecute the invention of Group I, directed to claims 24-29, 31, 32, 35, 36, 48-50, 54, 76, 79-85 and 87-90, drawn to a process of assessing physiological function in an individual by in part performing nerve conduction studies and classified in class 600, subclass 547.

Applicants expressly reserve the right to prosecute all non-elected subject matter in related applications.

In the event that any fees may be required in this matter,
please charge the same to Deposit Account No. 16-0221.

Thank you.

Respectfully submitted,



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